

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08	SAMBO CHEY,	)	
09	Petitioner,	)	CASE NO. C10-1675-JLR
10	v.	)	REPORT AND RECOMMENDATION
11	A. NEIL CLARK, Field Office Director, U.S.	)	
12	Immigration and Customs Enforcement,	)	
13	Respondent.	)	

Sambo Chey (“petitioner”) is proceeding pro se in this 28 U.S.C. § 2241 habeas corpus petition. (Dkt. 1.) By letter dated October 15, 2010, petitioner was granted thirty (30) days to either pay the \$5.00 filing fee, or submit a completed application to proceed *in forma pauperis* (“IFP”), along with a certified copy of his prison trust account statement showing transactions for the past six months. (Dkt. 3.) Petitioner was advised that failure to respond to the letter by November 15, 2010, could result in dismissal of the case. *Id.* To date, petitioner has neither paid the filing fee nor submitted a completed application for IFP status. Accordingly, the Court recommends that this action be dismissed without prejudice for failure to pay the filing fee pursuant to 28 U.S.C. § 1914.

01 A proposed order accompanies this Report and Recommendation.

02 DATED this 20th day of December, 2010.

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05 Mary Alice Theiler  
06 United States Magistrate Judge  
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